## <u>REMARKS</u>

Claims 47-92 are now pending in the present application. Reconsideration and allowance of the application and presently pending claims are respectfully requested in view of the foregoing remarks.

#### A. Objections to Drawings

Applicants have amended FIGS. 5 and 7 responsive to the Examiner's objections, as indicated above.

## B. Official Notices in Office Action

The Examiner has taken Official Notice that "it is notoriously well known in the art for "client devices" and "server devices" to store "coloring information"."

According to MPEP 2144.03, "It would not be appropriate for the examiner to take official notice of facts without citing a prior art reference where the facts asserted to be well known are not capable of instant and unquestionable demonstration as being well-known." MPEP 2144.03 also states that "If such notice is taken, the basis for such reasoning must be set forth explicitly. The Examiner must provide specific factual findings predicated on sound technical and scientific reasoning to support his or her conclusion of common knowledge."

Applicants respectfully traverse the Examiner's Official Notices for at least the following reasons:

- 1. The facts sought to be established by the Official Notices are not capable of "instant and unquestionable demonstration as being well-known."
- 2. The bases for the Official Notices were not set forth explicitly.
- 3. The Examiner did not provide specific factual findings predicated on sound technical and scientific reasoning to the support the conclusions of common knowledge.
- 4. The Examiner failed to cite documentary support for the Official Notices.

## C. Claim Rejections and Objections

Claims 1-46 have been cancelled without prejudice, waiver, or disclaimer. Therefore, rejections of and objections to claims 1-46 are rendered moot. Applicants are not addressing the validity of all assertions made by the Examiner regarding claims 1-46 since the validity of such

assertions may not be relevant to the allowance of the newly presented claims 47-92. Therefore, Applicants should not be presumed to agree with any statements made by the Examiner regarding claims 1-46 unless otherwise specifically indicated by Applicants.

## D. New Claims

Claims 47-92, which have been newly added, are adequately supported by the specification, including at least FIGS. 14-24 and their related descriptions. These newly added claims are allowable because they claim subject matter that is not disclosed, taught or suggested by the cited references. Consideration and allowance of these newly added claims is respectfully requested.

#### Claim 47

Claim 47 is allowable for at least the reason that none of the cited references teach, suggest, or disclose "enabling a plurality of applications to have access to said color setting data."

## Claims 48-56

Claims 48-56 are allowable for at least the reason that they depend from claim 47, which has been shown to be allowable over the cited references.

## Claim 57

Claim 57 is allowable for at least the reason that none of the cited references teach, suggest, or disclose "enabling a plurality of applications to have access to said text setting data."

## Claims 58-61

Claims 58-61 are allowable for at least the reason that they depend from claim 57, which has been shown to be allowable over the cited references.

## Claim 62

Claim 62 is allowable for at least the reason that none of the cited references teach, suggest, or disclose "enabling a plurality of applications to have access to said graphics setting data."

#### Claims 63-71

Claims 63-71 are allowable for at least the reason that they depend from claim 62, which has been shown to be allowable over the cited references.

#### Claim 72

Claim 72 is allowable for at least the reason that none of the cited references teach, suggest, or disclose "enabling a plurality of applications to have access to said graphics setting data," "enabling the plurality of applications to have access to said text setting data," and "enabling the plurality of applications to have access to said color setting data."

## Claims 73-74

Claims 73-74 are allowable for at least the reason that they depend from claim 72, which has been shown to be allowable over the cited references.

#### Claim 75

Claim 75 is allowable for at least the reason that none of the cited references teach, suggest, or disclose "a processor programmed to enable a plurality of applications to have access to said color setting data."

# Claims 76-80

Claims 76-80 are allowable for at least the reason that they depend from claim 75, which has been shown to be allowable over the cited references.

#### Claim 81

Claim 81 is allowable for at least the reason that none of the cited references teach, suggest, or disclose "a processor programmed to enable a plurality of applications to have access to said text setting data."

## Claims 82-84

Claims 82-84 are allowable for at least the reason that they depend from claim 81, which has been shown to be allowable over the cited references.

#### Claim 85

Claim 85 is allowable for at least the reason that none of the cited references teach, suggest, or disclose "a processor programmed to enable a plurality of applications to have access to said graphics setting data."

## Claims 85-89

Claims 85-89 are allowable for at least the reason that they depend from claim 85, which has been shown to be allowable over the cited references.

## Claim 90

Claim 90 is allowable for at least the reason that none of the cited references teach, suggest, or disclose "enable a plurality of applications to have access to said graphics setting data," "enable the plurality of applications to have access to said text setting data," and "enable the plurality of applications to have access to said color setting data."

## Claims 91-92

Claims 91-92 are allowable for at least the reason that they depend from claim 90, which has been shown to be allowable over the cited references.

# **CONCLUSION**

Applicants respectfully maintain that the currently pending claims 47-92 are in condition for allowance. Should the Examiner have any comments or suggestions that would place the subject patent application in better condition for allowance, he is respectfully requested to telephone the undersigned attorney at (770) 933-9500.

Respectfully submitted,

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Annotated Marked-up Drawings Title: Media Services Window Configuration System Serial No.: 09/693,115; Sheet 5 of 24 FIRE TRADENA 5/24 **FIG.** 5 106 102 Leonardo Di Caprio. Rated PG-13 Press SEL to rent highlighted movie **Current Rentals** A love story at sea. Starring (Video Image) 102 C Adventure 2 Hrs 15 min ပ Video-On-Demand TITANIC 103 Bro∳se by 102 B M 109 **Featured Movies** Thomas Crown Affair Whole Nine Yards **Three To Tango** Wedding Singer Runaway Bride /ouve∕Got Mail Service Guide umbleweeds Three Kings Story Of Us 104 Titanic < Sisters W00

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102 A

101 A

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